

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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MEETING

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 IN THE MATTER OF: :
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 Agenda Session :
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JULY 29, 2015

The Alcoholic Beverage Control Board
 met in the Alcoholic Beverage Control Hearing
 Room, Reeves Building, 2000 14th Street N.W.,
 Washington, D.C., Chairperson Ruthanne Miller,
 presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
 DONALD BROOKS, Member
 NICK ALBERTI, Member
 HECTOR RODRIGUEZ, Member

MIKE SILVERSTEIN, Member

JAMES SHORT, Member

1 P-R-O-C-E-E-D-I-N-G-S

2 5:10 p.m.

3 CHAIRPERSON MILLER: All right, we're
4 back on the record to do our agenda for July
5 29th, 2015.

6 I think we'll start with the licensing
7 agendas.

8 First item on the licensing agenda is
9 a review of an application for a new Class C
10 multi-purpose facility in ANC 2B. This is for
11 Dupont Underground, 1900 Massachusetts Avenue,
12 Northwest, CX License No. 099436.

13 I move that we hold a fact finding
14 hearing on this application. Do I have a second?

15 MEMBER SILVERSTEIN: Second.

16 CHAIRPERSON MILLER: Mr. Silverstein
17 seconded the motion. All those in favor, say
18 aye.

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 CHAIRPERSON MILLER: All those
2 abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: The motion passes
5 4-0-0. Number two is an application for a summer
6 garden endorsement in ANC 6E. It is Zenebech
7 Restaurant located at 608 T Street, Northwest,
8 License 085946.

9 I move that we placard. Do I have a
10 second?

11 MEMBER RODRIGUEZ: Second.

12 CHAIRPERSON MILLER: Mr. Rodriguez
13 seconded the motion. All those in favor, say
14 aye.

15 (Chorus of ayes.)

16 CHAIRPERSON MILLER: All those
17 opposed?

18 (No audible response.)

19 CHAIRPERSON MILLER: All those
20 abstaining?

21 (No audible response.)

22 CHAIRPERSON MILLER: The motion passes

1 4-0-0. We have a supplemental licensing agenda.
2 First item on the agenda is a request for a
3 stipulated license with a letter of ANC support
4 and it's in ANC 6A. It's Imm on H, located at
5 1360 H Street, Northeast, License No, 099569.

6 I move that we approve this request.
7 Do I have a second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON MILLER: Mr. Silverstein
10 seconded the motion. All those in favor, say
11 aye.

12 (Chorus of ayes.)

13 CHAIRPERSON MILLER: All those
14 opposed?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those
17 abstaining?

18 (No audible response.)

19 CHAIRPERSON MILLER: The motion passes
20 by 4-0-0. Next is an application for class
21 change by 10th Street Market, located at 1000 S
22 Street, Northwest, License No. 095251 in ANC 6E.

1 I move that we placard this application. Do I
2 have a second?

3 MEMBER RODRIGUEZ: Second.

4 CHAIRPERSON MILLER: Mr. Rodriguez
5 seconded the motion. All those in favor, say
6 aye.

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: The motion passes
15 5-0-0. Number three is a request for a refund of
16 late fee for 2015 Solicitor's license renewal.
17 This is for Myles J. Franklin, ABRA No. 095688.

18 Okay, I guess I'll move to deny the
19 request. Do I have a second?

20 MEMBER SILVERSTEIN: Second.

21 CHAIRPERSON MILLER: Okay, Mr.
22 Silverstein has seconded the motion. I just want

1 to say that I have some pause on this, given his
2 representation of not getting notice, but that
3 our records indicate that notice was sent to both
4 the local and the California address. Any other
5 comments?

6 All those in favor, say aye.

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: The motion passes
15 5-0-0. Number four is a letter from HRH
16 Services, LLC, requesting reinstatement of
17 application for new CR license. This is for the
18 Alibi, located at 237 2nd Street, Northwest,
19 License No. 097969.

20 I move that refer this letter to
21 legal. Do I have a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON MILLER: Mr. Silverstein
2 seconded the motion. All those in favor, say
3 aye.

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those
6 opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those
9 abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: The motion passes
12 5-0-0. We have a second supplemental licensing
13 agenda. The first item is a request to extend
14 safekeeping status of a license, and that is for
15 Bistro 18, located at 2420 18th Street,
16 Northwest, License No. 06876.

17 I realize -- I think it's more
18 accurately for the licensee who has the license
19 to go to that organization.

20 But in any event, I would move that we
21 approve that for six months. Do I have a second?

22 MEMBER RODRIGUEZ: Second.

1 CHAIRPERSON MILLER: Okay, Mr.

2 Rodriguez has seconded the motion. All those in
3 favor, say aye.

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those
6 opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those
9 abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: The motion passes
12 5-0-0, and then two is a request for a stipulated
13 license with revised letter of ANC support. The
14 ANC is 2B and the establishment is Someplace Else
15 Bar & Grill, located 1637 R Street, Northwest,
16 License No. 098935.

17 I move that we approve this request.
18 Do I have a second?

19 MEMBER SILVERSTEIN: Second.

20 CHAIRPERSON MILLER: Mr. Silverstein
21 has seconded the motion. All those in favor, say
22 aye.

1 (Chorus of ayes.)

2 CHAIRPERSON MILLER: All those
3 opposed?

4 (No audible response.)

5 CHAIRPERSON MILLER: All those
6 abstaining?

7 (No audible response.)

8 CHAIRPERSON MILLER: The motion passes
9 5-0-0. Okay, that concludes our licensing
10 agendas.

11 We have legal agendas to do. Okay,
12 starting with legal agenda. We have three
13 settlement agreements.

14 The first one is O'Connor's Liquors,
15 settlement agreement between O'Connor's Liquors
16 and ANC 7B.

17 O'Connor's Liquors is located at 2900
18 Minnesota Avenue, Southeast, License No. 060231.

19 I move that we approve with
20 modification. That modification would be to
21 Roman Numeral IV on page one. The sentence that
22 says that the applicant shall provide proof of

1 its rat and varment control contract, upon the
2 request of the Protestant. That's it.

3 Do I have a second?

4 MEMBER RODRIGUEZ: Second.

5 CHAIRPERSON MILLER: Mr. Rodriguez
6 seconded the motion. All those in favor, say
7 aye.

8 (Chorus of ayes.)

9 CHAIRPERSON MILLER: All those
10 opposed?

11 (No audible response.)

12 CHAIRPERSON MILLER: All those
13 abstaining?

14 (No audible response.)

15 CHAIRPERSON MILLER: The motion passes
16 5-0-0. The next is a settlement agreement
17 between ANC 8A and Sunny's Liquor. Sunny's
18 Liquor is located at 2400 Martin Luther King,
19 Junior Avenue, Southeast, License No. 082349.

20 I move that we approve with one
21 modification, and that would be to paragraph 7(b)
22 on page three of the agreement, the language

1 dealing with violations, what the process will
2 be, with respect to bringing it to the Board, and
3 the Board has standard language for this, that
4 our General Counsel, should give them in place of
5 (b) .

6 So, that's the motion. Is there a
7 second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON MILLER: Mr. Silverstein
10 seconded the motion. All those in favor, say
11 aye.

12 (Chorus of ayes.)

13 CHAIRPERSON MILLER: All those
14 opposed?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those
17 abstaining?

18 (No audible response.)

19 CHAIRPERSON MILLER: The motion passes
20 5-0-0. Next we have one more settlement
21 agreement, and that is between ANC 5E and
22 Sosnick's Liquor. Sosnick's Liquor is located at

1 2318 4th Street, Northeast, License No. 072301.

2 I move that we approve this settlement
3 agreement.

4 MEMBER BROOKS: Second.

5 CHAIRPERSON MILLER: With a
6 modification, and that would be in paragraph 18,
7 which also addresses what the process will be in
8 the event of a violation.

9 Okay, beginning with the words
10 failure shall result in,' that sentence, and the
11 replacement is to be provided by our General
12 Counsel, for the standard language.

13 Okay, do I have a second, Mr. Brooks?

14 MEMBER BROOKS: Second.

15 CHAIRPERSON MILLER: Okay, Mr. Brooks
16 has seconded the motion. All those in favor, say
17 aye.

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The motion passes
4 5-0-0. We have a supplemental legal agenda.

5 Okay, the first item, first two items
6 on the agenda deal with Sun Cinema, located at
7 3107 Mount Pleasant Street, Northwest, License
8 No. 09888.

9 Number one is a request for
10 reconsideration of Board decision, dated July
11 17th, 2015, submitted by Bryce Pardo on behalf of
12 Protest Group of Five or More Individuals, and
13 number two is the opposition to the request for
14 reconsideration of the Board decision, dated July
15 21st, 2015, submitted by Andrew Kline on behalf
16 of Applicant Sun Cinema.

17 Okay, so, this is the case that
18 involves the Protestants having put their letter,
19 indicating that they wanted to protest, in the
20 mail on July 2nd, and it was received by the
21 Board on July 10th, and the deadline for the
22 Board to have received the protest, in order for

1 the -- for them to be Protestants was July 6th.

2 So, they were denied standing, because
3 they failed to file the protest on time.

4 So, okay, so, to me, the regulations
5 speak clearly, the date for determining standing
6 is the date when the protest is -- letter is
7 received, and it was received late.

8 So, I would move to deny that motion
9 for reconsideration in this case. Do I have a
10 second?

11 MEMBER SILVERSTEIN: Second.

12 CHAIRPERSON MILLER: Okay, Mr.
13 Silverstein seconded the motion. Any other
14 comments?

15 MEMBER ALBERTI: I will -- may I
16 comment?

17 CHAIRPERSON MILLER: Sure.

18 MEMBER ALBERTI: I will oppose this.
19 I think that I understand what the regulations
20 say, but I think the Board needs to take
21 everything into consideration here.

22 We have proof. We have in our

1 records, we have the envelope which states --
2 which says -- which has a postmark of July 2nd.
3 The post office took a full eight days to deliver
4 that letter to us. I believe it was due on --
5 what was the due date, if I may?

6 CHAIRPERSON MILLER: July 6th.

7 MEMBER ALBERTI: July 6th. Yes, I
8 mean, I believe that they made every effort to
9 get it to us on time, and obviously the post
10 office --

11 CHAIRPERSON MILLER: July 10th.

12 MEMBER ALBERTI: The post office is
13 really, I think at fault here, and I don't think
14 --

15 CHAIRPERSON MILLER: Received on July
16 10th.

17 MEMBER ALBERTI: -- we can hold -- I
18 don't think we can hold the Protestants at fault
19 for not getting it to us on time.

20 So, I will oppose the motion.

21 CHAIRPERSON MILLER: Okay.

22 MEMBER SILVERSTEIN: I seconded the

1 motion, so that we could have this discussion,
2 but I will also vote to reinstate.

3 CHAIRPERSON MILLER: Okay, I mean,
4 usually I'm on the other side, where I'm very
5 sympathetic, but in this case, I feel first
6 something that important, that the letter -- the
7 regs speak clearly to receipt and you know, they
8 could have asked to see -- the office, to see if
9 it was received, or there are other ways to
10 guarantee that we received, such as, you know,
11 coming down here, emailing.

12 So, okay, that's my rationale on this
13 case. Any other comments?

14 Okay, there's a motion that's been
15 seconded. All those in favor, say aye.

16 (Chorus of ayes.)

17 CHAIRPERSON MILLER: All those
18 opposed?

19 MEMBER RODRIGUEZ: I'm voting aye.

20 CHAIRPERSON MILLER: Okay.

21 MEMBER ALBERTI: Okay, I'm opposing.

22 MEMBER BROOKS: Oppose.

1 MEMBER ALBERTI: And Mr. Silverstein?

2 MEMBER SILVERSTEIN: I'm opposed. I

3 apologize.

4 CHAIRPERSON MILLER: Let's take a roll

5 call then. Mr. Brooks?

6 MEMBER BROOKS: I oppose.

7 CHAIRPERSON MILLER: Opposed, okay.

8 Mr. Alberti?

9 MEMBER ALBERTI: I opposed.

10 CHAIRPERSON MILLER: Okay, Mr.

11 Rodriguez?

12 MEMBER RODRIGUEZ: Aye.

13 CHAIRPERSON MILLER: Approved?

14 MEMBER RODRIGUEZ: Yes.

15 CHAIRPERSON MILLER: Okay, I approve.

16 That's my motion. Okay, and Mr. Silverstein?

17 MEMBER SILVERSTEIN: I oppose.

18 CHAIRPERSON MILLER: Okay, so, the

19 motion fails by a vote of 3-2-0.

20 MEMBER ALBERTI: I move that we

21 reinstate the Protestants in this case.

22 MEMBER BROOKS: Second.

1 MEMBER ALBERTI: In the matter of Sun
2 Cinema.

3 MEMBER BROOKS: I second.

4 CHAIRPERSON MILLER: Okay, there's a
5 motion that's been seconded. All those in favor,
6 say aye.

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: The motion passes
15 3-2-0 to reinstate.

16 CHAIRPERSON MILLER: The next two
17 items are related to Brentwood Liquors.

18 Brentwood Liquors is located at 1319
19 Rhode Island Avenue.

20 Okay, the first is review of a request
21 for reinstatement of purchase by Regina James,
22 Chairperson on behalf of ANC 5C, and then a

1 request for reinstatement of protest submitted by
2 Michael Meers, abutting property owner, dated
3 July 16th, 2015, and there is no response by the
4 Applicant in this case to their request for
5 reinstatement.

6 This case, the ANC and the abutting
7 property owners say that they failed to appear, I
8 guess for the status, which was the reason that
9 they were dismissed, because of the confusion
10 over the date and the time. I think they thought
11 it was the next day at 11:00, Thursday at 11:00,
12 which was the time apparently, for roll call
13 hearings, or whatever.

14 So, that's the reason there is no
15 response by the Applicant.

16 So, in this case, I would move to
17 reinstate them, because I think that it's unusual
18 that two people -- two individuals or two
19 different parties would miss a day and I guess, I
20 can see some credence to their being confused.
21 So, I don't think the case should be knocked out
22 because they were confused. So, do I have a

1 second?

2 (No audible response.)

3 CHAIRPERSON MILLER: Okay, not hearing
4 any, is there a different motion?

5 MEMBER ALBERTI: I move to deny -- are
6 we on both three and four?

7 MEMBER SILVERSTEIN: Yes.

8 MEMBER ALBERTI: I move to deny the
9 motion for reinstatement made by the Protestants,
10 made by ANC 5C with regards to the Brentwood
11 Liquors protest, and by the motion made by
12 Michael Meers, which is item four, in regards to
13 Brentwood Liquors protest.

14 MEMBER BROOKS: I second.

15 CHAIRPERSON MILLER: Okay.

16 MEMBER ALBERTI: I will state -- I
17 will say that both parties acknowledged that they
18 were given notice. I find it odd, that they both
19 were confused.

20 So, I'm not sure I'm giving credence
21 to either one, as a legitimate excuse for not
22 showing up, since they both acknowledge they were

1 given proper notice.

2 CHAIRPERSON MILLER: Okay, there's
3 been a motion to deny and it's been seconded.
4 All those in favor, say aye.

5 MEMBER ALBERTI: Aye.

6 MEMBER RODRIGUEZ: Abstained.

7 CHAIRPERSON MILLER: Okay, all those
8 opposed? Opposed. All those abstaining?

9 MEMBER RODRIGUEZ: Abstained.

10 CHAIRPERSON MILLER: Okay, then the
11 vote is 3-1-1. Okay, Miller opposed, and
12 Rodriguez.

13 Okay, which brings us now to number
14 five, motion for reconsideration of the order
15 amending Board Order No. 2015-273, submitted by
16 Andrew Kline, Esquire on behalf of the Showtime.

17 The Showtime is located at 113 Rhode
18 Island Avenue, Northwest, License No. 089186.

19 Okay, I'm just pausing for a second.
20 I don't see any response to this. It was dated
21 July 20th.

22 So, anyway, I guess actually, I am

1 just wondering whether we ought to wait for a
2 response. Does anybody have an opinion about
3 that? It was dated July 20th.

4 Usually, there are 10 days to respond.
5 I'm just going to pause for a second.

6 (Whereupon, the above-entitled matter
7 went off the record briefly at 5:30 p.m.)

8 CHAIRPERSON MILLER: Okay, I would
9 recommend that we just put this off one week, to
10 provide the other party with an opportunity to
11 respond to the --

12 MEMBER SILVERSTEIN: I second that.

13 CHAIRPERSON MILLER: Okay, all those
14 in favor then, say aye.

15 MEMBER ALBERTI: Can I ask a question?

16 CHAIRPERSON MILLER: Sure.

17 MEMBER ALBERTI: Can we confirm that
18 the other party was served and if they haven't
19 been served, does the motion become moot?

20 I mean, we're waiting for the other
21 party. We're not considering this because --

22 CHAIRPERSON MILLER: They had said --

1 MEMBER ALBERTI: -- we were -- of
2 course, we're giving the other party an
3 opportunity to respond.

4 It seems to me that that's signals
5 that the other party should have been served and
6 notice, that there was an opportunity -- there
7 was something to respond to.

8 CHAIRPERSON MILLER: That's a good
9 point.

10 MEMBER ALBERTI: Yes.

11 CHAIRPERSON MILLER: Yes, so, we
12 should wait to make sure that the other side has
13 an opportunity --

14 MEMBER ALBERTI: Well, but I --

15 CHAIRPERSON MILLER: -- served and has
16 an opportunity -- is served.

17 MEMBER ALBERTI: If they haven't been
18 -- do we know if they've been served or not?

19 My suggestion -- my understanding is
20 that next week when we take this up, we should
21 have confirmation that the other side was served,
22 and if not, then the motion becomes moot.

1 CHAIRPERSON MILLER: I don't know what
2 you mean by the motion becomes moot.

3 MEMBER ALBERTI: Well, it's not a
4 proper motion. If the other side isn't served,
5 then they haven't -- if we're holding this up,
6 we're assuming that it's required that the other
7 side be served. There would be no reason to hold
8 this up, unless we believe there was a
9 requirement for the other side to be served.

10 CHAIRPERSON MILLER: Okay, I think
11 there is.

12 MEMBER ALBERTI: Well, then if there
13 is, then the other side must be served, and if
14 they aren't, then the motion is not valid,
15 because the other side wasn't served, and we
16 would have to deny it next week.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER ALBERTI: Or just consider it
19 moot.

20 CHAIRPERSON MILLER: Okay, so, my
21 motion is to postpone this one week.

22 MEMBER ALBERTI: All right.

1 CHAIRPERSON MILLER: Do I have a
2 second?

3 MEMBER ALBERTI: I'm just playing that
4 out because --

5 MEMBER RODRIGUEZ: Second.

6 MEMBER ALBERTI: Just preempting my
7 arguments for next week, because I doubt that
8 they've been served but --

9 MEMBER RODRIGUEZ: Seconded.

10 CHAIRPERSON MILLER: Okay, all those
11 in favor of postponing say aye.

12 (Chorus of ayes.)

13 CHAIRPERSON MILLER: All those
14 opposed?

15 MEMBER ALBERTI: Abstaining.

16 CHAIRPERSON MILLER: Okay, then the
17 vote is 5-0-1, with Mr. Alberti abstaining.

18 Next item on our agenda is a motion to
19 reconsider order denying motion to reinstate,
20 submitted by Dee Hunter on behalf of Castello
21 Restaurant and Lounge.

22 Castello Restaurant and Lounge is

1 located at 931 Hamilton Street, Northwest,
2 License No. 097302.

3 In this -- and then there is also
4 number eight, related to this motion, is in
5 opposition to motion to reconsider order, denying
6 motion to reinstate, submitted by David Sheon on
7 behalf of Protestant Group of Five or More
8 Individuals.

9 Castello Restaurant and Lounge is
10 located at 931 Hamilton Street, Northwest,
11 License No. 097302.

12 Mr. Hunter has basically filed a
13 motion to reconsider previous order, denying his
14 motion to reconsider, and our rules do not allow
15 for continuous motions to reconsider. There is
16 basically -- they allow for one shot at this,
17 that being the motion to reconsider.

18 So, this -- he doesn't have, you know,
19 any rights under our regulations, to file this
20 kind of a motion, nor do we have any authority at
21 this point, to reconsider another motion.

22 So, I would move that we merely affirm

1 our prior decision, denying his motion for
2 reinstatement. Do I have a second?

3 MEMBER SILVERSTEIN: Second.

4 CHAIRPERSON MILLER: Any other
5 comments? All right, all those in favor, say
6 aye.

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: The motion passes
15 5-0-0. Okay, that completes our agenda for July
16 2015, and we have left to vote on our closed
17 sessions for next week. Okay, as Chairperson of
18 the Alcoholic Beverage Control Board for the
19 District of Columbia, in accordance with D.C.
20 Official Code Section 2-574(b) of the Open
21 Meetings Act, I move that the ABC Board hold a
22 closed meeting on August 5th, 2015 for the

1 purpose of seeking legal advice from our Counsel
2 on the matters identified in the Board's agenda
3 for August 5th, 2015, as published in the D.C.
4 Register on July 31, 2015. Is there a second?

5 MEMBER RODRIGUEZ: Second.

6 CHAIRPERSON MILLER: Mr. Rodriguez
7 seconded the motion. I'll now take a roll call
8 vote on the motion before us, now that it's been
9 seconded. Mr. Brooks?

10 MEMBER BROOKS: I agree.

11 CHAIRPERSON MILLER: Mr. Alberti?

12 MEMBER ALBERTI: I agree.

13 CHAIRPERSON MILLER: Mr. Rodriguez?

14 MEMBER RODRIGUEZ: Agree.

15 CHAIRPERSON MILLER: Ms. Miller. Mr.
16 Silverstein?

17 MEMBER SILVERSTEIN: I agree.

18 CHAIRPERSON MILLER: It appears that
19 the motion has passed by 5-0-0 vote. I hereby
20 give notice that the ABC Board will hold this
21 aforementioned closed meeting pursuant to the
22 Open Meetings Amendment Act. Notice will also be

1 posted on the ABC Board hearing room bulletin
2 board, placed on the electronic calendar and
3 ABRA's website, and published in the D.C.
4 Register in as timely a manner are practical.

5 As Chairperson of the Alcoholic
6 Beverage Control Board for the District of
7 Columbia, in accordance with D.C. Official Code
8 Section 2-574(b) closed meetings and 2-574,
9 notice of meetings of the Open Meetings Act, I
10 move that the ABC Board hold a closed meeting on
11 August 5th, 2015 for the purpose of discussing
12 and hearing reports concerning ongoing or planned
13 investigations of alleged criminal or civil
14 misconduct or violations of law or regulations,
15 and seeking legal advice from our Counsel on the
16 Board's investigative agenda for August 5th,
17 2015, as published in the D.C. Register on July
18 31, 2015. Is there a second?

19 MEMBER RODRIGUEZ: Second.

20 CHAIRPERSON MILLER: Mr. Rodriguez
21 seconded the motion. I'll now take a roll call
22 vote on the motion before us, now that it's been

1 seconded. Mr. Brooks?

2 MEMBER BROOKS: I agree.

3 CHAIRPERSON MILLER: Mr. Alberti?

4 MEMBER ALBERTI: I agree.

5 CHAIRPERSON MILLER: Mr. Rodriguez?

6 MEMBER RODRIGUEZ: Agree.

7 CHAIRPERSON MILLER: Ms. Miller. Mr.
8 Silverstein?

9 MEMBER SILVERSTEIN: I agree.

10 CHAIRPERSON MILLER: It appears that
11 the motion has passed by 5-0-0 vote. I hereby
12 give notice that the ABC Board will hold this
13 aforementioned closed meeting pursuant to the
14 Open Meetings Amendment Act. Notice will also be
15 posted on the ABC Board hearing room bulletin
16 board, placed on the electronic calendar and
17 ABRA's website, and published in the D.C.
18 Register in as timely a manner as practical.

19 That concludes the business of the
20 Board for July 29th, 2015 and we are adjourned.

21 (Whereupon, the above-entitled matter
22 went off the record at 5:40 p.m.)

A			
ABC 27:21 28:20	25:3,6,15,17	5:6 6:6 7:3 8:3,22	calendar 29:2
29:1,10 30:12,15	28:11,12 30:3,4	10:7 11:11 12:17	30:16
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